

RESOLUTION NO. A-_____

SPECIAL PERMIT NO. 05024

1 WHEREAS, Monte and Lisa Froehlich have submitted an application designated
2 as Special Permit No. 05024 for authority to operate an early childhood care facility for up
3 to 80 children, together with a requested waiver of the requirement that the early childhood
4 care facility be located on an arterial street, on property located at 1520 Knox Street, and
5 legally described to wit:

6 Outlot A, Northside Village 4th Addition, located in the SW
7 1/4 of Section 12, Township 10 North, Range 6 East of
8 the 6th P.M., Lancaster County, Nebraska.

9 WHEREAS, the community as a whole, the surrounding neighborhood, and the
10 real property adjacent to the area included within the site plan for this early childhood care
11 facility will not be adversely affected by granting such a permit; and

12 WHEREAS, said site plan together with the terms and conditions hereinafter set
13 forth are consistent with the comprehensive plan of the City of Lincoln and with the intent
14 and purpose of Title 27 of the Lincoln Municipal Code to promote the public health, safety,
15 and general welfare.

16 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
17 Lincoln, Nebraska:

18 That the application of Monte and Lisa Froehlich, hereinafter referred to as
19 "Permittee", to operate an early childhood care facility for 80 children be and the same is
20 hereby granted under the provisions of Section 27.63.070 of the Lincoln Municipal Code
21 upon condition that construction of said early childhood care facility be in strict compliance

1 with said application, the site plan, and the following additional express terms, conditions,
2 and requirements:

3 1. This permit approves the operation of an early childhood care facility for
4 up to 80 children and 10 staff members on the largest shift.

5 2. This permit approves a waiver to the requirement that the facility be located
6 on an arterial street.

7 3. Before receiving building permits:

8 a. The Permittee must submit to the Planning Department for review and
9 approval a revised [site](#) plan including 8 copies showing the following
10 revisions:

11 (1) Add a parking space matrix listing the number of children to be
12 served and the number of employees on the largest shift, and
13 clearly indicate the stalls to be dedicated for loading/unloading.

14 (2) Show a sidewalk connection to the public sidewalk along Knox
15 Street.

16 (3) Revise note 2 to say R-2 rather than R-5.

17 b. The construction plans must conform to the approved plans.

18 c. The operation and the premises must meet appropriate local and state
19 licensing requirements, including compliance with health codes.

20 4. Before occupying this early childhood care facility, all development and
21 construction must conform to the approved plans.

22 5. The site plan approved by this permit shall be the basis for all
23 interpretations of setbacks, yards, locations of buildings, location of parking and circulation
24 elements, and similar matters.

1 6. The terms, conditions, and requirements of this resolution shall be binding
2 and obligatory upon the Permittee and the Permittee's successors and assigns. The
3 building official shall report violations to the City Council which may revoke the special
4 permit or take such other action as may be necessary to gain compliance.

5 7. The Permittee shall sign and return the City's letter of acceptance to the
6 City Clerk within 30 days following approval of the special permit, provided, however, said
7 30-day period may be extended up to six months by administrative amendment. The City
8 Clerk shall file a copy of the resolution approving the special permit and the letter of
9 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the
10 Permittee.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2005:

Mayor